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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

2006 JUN 23 A 9:45

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
ARIZONA WATER COMPANY FOR AN
EXTENSION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY FOR ITS
COOLIDGE SYSTEM.

DOCKET NO. W-01445A-06-0317

PROCEDURAL ORDER

BY THE COMMISSION:

On May 4, 2006, Arizona Water Company ("AWC") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate" or "CC&N") for its Coolidge system.

On June 2, 2006, the Commission's Utilities Division ("Staff") filed a Sufficiency Letter in this docket indicating that the Applicant's application has met the sufficiency requirements as outlined in the Arizona Administrative Code.

On June 6, 2006, by Procedural Order, a hearing was scheduled and other procedural deadlines were set.

On June 16, 2006, AWC filed a Motion to Continue Hearing due to witness unavailability and stating that Staff did not oppose the continuance.

Accordingly, the matter should be continued.

IT IS THEREFORE ORDERED that the **hearing** shall be reset to commence on **September 11, 2006, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105, except that all Motions to Intervene must be filed on or before August 21, 2006.

IT IS FURTHER ORDERED that objections to any Motions to Intervene must be filed no later than August 31, 2006.

...

IT IS FURTHER ORDERED that AWC shall provide public notice of the hearing in this matter, in the following form and style, with the heading no less than 10 point bold type and the body no less than 10 point regular type:

**PUBLIC NOTICE OF THE HEARING FOR THE APPLICATION OF
ARIZONA WATER COMPANY FOR AN EXTENSION OF ITS
CERTIFICATE OF CONVENIENCE AND NECESSITY**

Docket No. W-01445A-06-0317

On May 4, 2006, Arizona Water Company ("AWC" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate") to provide water service in the City of Coolidge and within incorporated areas of Pinal County, Arizona. If the application is granted, the Applicant would be the exclusive provider of water service to the proposed extension area and would be required by the Commission to provide service under rates and charges and terms and conditions established by the Commission. The application, report of the Commission's Utilities Division Staff, and any written exceptions to the staff report prepared by the applicants are available for inspection during regular business hours at the offices of the Commission located at 1200 West Washington Street, Phoenix, Arizona 85007, and at offices of the Company, [address] and on the internet via the Commission website (www.azcc.gov) using the e-docket function.

The Commission will hold a public hearing on this matter on **September 11, 2006, at 10:00 a.m.** at the Commission's offices, at 1200 West Washington Street, Phoenix, Arizona. Public comment will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene in the proceedings and participate as a party. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to the Company or its counsel and to all parties of record, and which at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g. a customer of the Company, a shareholder of the Company, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **August 21, 2006**. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. Failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf. You will not, however, receive any further notice of the

1 proceeding unless requested by you. Please check with the Commission for any
2 changes to the scheduled hearing date.

3 If you have any comments, mail them to:

4 The Arizona Corporation Commission
5 Attention Docket Control
6 re: Arizona Water Company
7 W-01445A-06-0317
8 1200 West Washington Street
9 Phoenix, Arizona 85007

10 If you have any questions about this application, or want information on intervention,
11 you may contact the Consumer Services Section of the Commission at 1200 West
12 Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

13 The Commission does not discriminate on the basis of disability in admission to its
14 public meetings. Persons with a disability may request a reasonable accommodation
15 such as sign language interpreter, as well as request this document in an alternative
16 format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602-542-
17 3931, E-mail lghogan@azcc.gov. Requests should be made as early as possible to
18 allow time to arrange the accommodation.

19 IT IS FURTHER ORDERED that Applicant shall mail to each property owner or property
20 owner representative in the requested extension area a copy of the above notice and shall cause the
21 above notice to be published in a newspaper of general circulation in its service territory, with
22 publication and mailing to be completed no later than August 4, 2006.

23 IT IS FURTHER ORDERED that Arizona Water Company shall file a Certification of
24 Mailing and Publication as soon as practicable after the mailing/publication has been completed, but
25 not later than August 14, 2006.

26 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing and
27 publication of same, notwithstanding the failure of an individual property owner to read or receive
28 the notice.

IT IS FURTHER ORDERED that Staff shall file a **Staff Report on or before August 4,**
2006.

IT IS FURTHER ORDERED that any **objections to the Staff Report shall be filed on or**
before August 25, 2006.

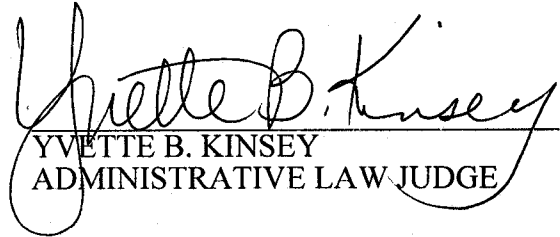
IT IS FURTHER ORDERED that the timeclock shall be extended accordingly in this matter.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized

1 Communications) applies to this proceeding as the matter is now set for public hearing.

2 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter,
3 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
4 ruling at hearing.

5 Dated this 23rd day of June, 2006

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8 
9 YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 23 day of June, 2006 to:

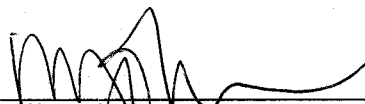
12 Robert W. Geake
13 Arizona Water Company
14 P.O. Box 29006
15 Phoenix, AZ 85038-9006

16 Christopher Kempley, Chief Counsel
17 Legal Division
18 ARIZONA CORPORATION COMMISSION
19 1200 West Washington Street
20 Phoenix, AZ 85007

21 Ernest G. Johnson, Director
22 Utilities Division
23 ARIZONA CORPORATION COMMISSION
24 1200 West Washington
25 Phoenix, AZ 85007

26 ARIZONA REPORTING SERVICE, INC.
27 2627 N. Third Street, Ste. Three
28 Phoenix, Arizona 85004-1104

By:

22 
23 Molly Johnson
24 Secretary to Yvette B. Kinsey
25
26
27
28